

**PLUMBERS' EXAMINING BOARD
MEETING MINUTES**

Meeting Date: December 11, 2013

Meeting Location: Central Conference Room, State of Maine - Gardiner Annex, Northern Avenue,
Gardiner, Maine

Time Meeting Began: 9:00 a.m.

Roll Call of Officers:

The following members were present:

Percy Brown, Jr., Chairman

Lawrence Kent

William Longley, Jr.

The following members were absent:

Lawrence Dempsey

Staff Present:

Catherine Carroll, Board Administrator

Vickey Gray, Board Clerk

AAG Present:

Christopher Mann

Call to Order and Welcome

Percy Brown called the Plumbers' Examining Board to order and welcomed all in attendance. Catherine Carroll introduced Vickey Gray as the new clerk for the Board.

Board Meeting Minutes

A motion was made to accept the minutes of the August 28, 2013 meeting.

Motion: Lawrence Kent

Second: William Longley, Jr.

Unanimous

New Business:

2013-PLU-9319 - Catherine Carroll presented the Decision and Order resulting from a hearing on an appeal of a license application denial last June. Catherine noted that there was an omission on page 3, #3 of the year "2013".

A motion was made to accept the Decision and Order, as written and amended, and to have Chairman Brown sign the document.

Motion: William Longley, Jr.
Second: Lawrence Kent
Unanimous

2013-PLU-9236- Christopher Mann summarized the findings, and terms and conditions of the Decision and Order. William Longley stated that the penalties and sanctions presented are consistent with board policy. Mr. Longley asked questions regarding whether the Maine Fuel Board reviewed this document and had staff inspected the job.

A motion was made to accept the Decision and Order, as written and have Chairman Brown sign the document.

Motion: William Longley, Jr.
Second: Lawrence Kent
Unanimous

2013-PLU-9237- A motion was made to accept the Decision and Order as written and have Chairman Brown sign the document. There was no discussion.

Motion: William Longley, Jr.
Second: Lawrence Kent
Unanimous

Administrator's Report

Catherine Carroll reminded the board of the open MS plumber seat and updated members on Prometric test development and the veterans licensing fair postponement.

Senior Inspector's Report

None

Other Business

Public Health Solutions, PLLC - Russell Martin of Public Health Solutions, PLLC introduced the "Busse System", a wastewater treatment system that is installed inside a building rather than installed as an outdoor subsurface system. Mr. Martin described this new technology and his experience in the different interpretations he's receiving from municipalities and the Department of Human and Health Services on the authority having jurisdiction to oversee compliance of the national, state and/or local code(s). The board members discussed the system's drainage and ventilation, and internal and external installations and connections with Mr. Martin. Mr. Martin suggested that the Board should have authority in advising local plumbing inspectors of these system installations.

A motion was made to continue this discussion at the next meeting when the Board can learn the senior plumbing inspector's opinion on who has jurisdiction over the "Busse System" and to have IAPMO send a letter regarding if the venting is acceptable appliance.

Motion: William Longley, Jr.
Second: Lawrence Kent
Unanimous

Decision and Order - 2011-PLU-7270 – David Pinkham – Request for Reconsideration

Christopher Mann summarized the violation history and allegations of David Pinkham holding out as a master plumber under a trainee license. Mr. Mann stated that Mr. Pinkham has submitted an affidavit that states that Mr. Pinkham believes he has good cause to re-open this case because he was likely not properly served notice of a hearing and is seeking a motion for reconsideration of having a hearing or to give the complaint committee authority to re-negotiate penalties.

A motion was made to deny the request for reconsideration. The members agreed that the fines assessed in the April 2013 Decision and Order was not out of the ordinary and that the facts of the case would not have been different if the licensee had been present at the hearing.

Motion: William Longley, Jr.

Second: Lawrence Kent

Unanimous

Monthly Report Inquiry and Brad Harding - Lawrence Kent asked about bringing monthly reports on criminal convictions to the board. Kennebec Valley Community College's instructor, Brad Harding, was introduced to the Board. Mr. Harding is instructing a plumbing heating course at the college.

Adjournment

The meeting adjourned at 11:15 AM.

Respectfully submitted,

Vickey Gray

Board Clerk